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Attorneys for Defendant and Cross-Complainant
Hanlees Fremont, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO COURTHOUSE**

Weerachai Chaiwong, an individual,

Plaintiff,

V.

Hanlees Fremont, Inc., a California corporation,
dba Hanlees Fremont Hyundai;
Ally Financial, Inc., a Delaware corporation; and
Does 1 through 75, inclusive,
Defendants.

) Case No. 3:16-cv-04074-HSG
)
) STIPULATION AND ~~PROPOSED~~ ORDER
)
Extending Time for Hanlees Fremont, Inc. to
)
Respond to Ally Financial, Inc.'s Notice of
)
Motion and Motion to Dismiss
)
Cross-Claims, and to Extend Time for
)
Ally's Reply Thereto
)
[Civil L.R. 6-1(b), 6-2, 7-12]
)
)
Hearing Date: January 26, 2017
)
Time: 2:00 p.m.
)
Judge: Hon. Haywood S. Gilliam, Jr.
Courtroom: 10

Action Filed: May 25, 2016

Removed: July 20, 2016

Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, Defendant Hanlees Fremont, Inc. (“Hanlees”) and Defendant Ally Financial Inc. (“Ally”) (together, “the affected parties”) by and through their respective counsel of record, hereby stipulate as follows:

1
2 **STIPULATION AND PROPOSED ORDER**

3 WHEREAS, Defendant Ally Financial filed a Notice of Motion and Motion to
4 Dismiss the Cross-Claims of Defendant Hanlees Fremont, Inc. (“Motion to Dismiss”) on
5 November 7, 2016;

6 WHEREAS, Hanlees’ response to the Motion to Dismiss is presently due for filing
7 and service on a stipulated extended date of December 5, 2016, and Ally’s reply to
8 Hanlees’ response is presently due on a stipulated extended date of December 19, 2016;

9 WHEREAS, Ally has agreed to extend Hanlees’ time to respond to the Motion to
10 Dismiss by an additional fourteen (14) days, until December 19, 2016, to allow Hanlees
11 sufficient time to respond in view of medical restrictions on activities of co-counsel Louis
12 Liberty, on advice of neurologist Josiah Bartlett Ambrose, M.D. [Civil L.R. 6-2(a)(1)];

13 WHEREAS, Hanlees has agreed to extend Ally’s time to reply to Hanlees’
14 response to the Motion to Dismiss by an additional sixteen (16) days after the stipulated
15 new due date for Hanlees’ response, until January 7, 2017, to allow Ally sufficient time
16 to reply to Hanlees’ response to the Motion to Dismiss in view of Ally’s counsel’s trial
17 schedule and the intervening holidays [Civil L.R. 6-2(a)(1)];

18 WHEREAS, one previous two-week extension of time for Hanless to respond to
19 the Motion to Dismiss, and a corresponding extension of time for Ally to reply, were
20 stipulated by the affected parties and filed in this docket on November 21, 2016 [Civil
21 L.R. 6-2(a)(2)];

22 WHEREAS, the requested extensions will not have any effect on the current
23 schedule for the case [Civil L.R. 6-2(a)(3)];

24 WHEREAS, a Court order is required for the requested extensions, in that they
25 involve papers required to be filed with the Court [Civil L.R. 6-1(b)];

1 IT IS HEREBY STIPULATED TO, by and between the Parties herein, through
2 their respective attorneys of record, AND THE COURT IS REQUESTED TO ORDER,
3 that Hanlees shall have an additional fourteen (14) day extension, up to and including
4 December 19, 2016, in which to file and serve a response to Ally's Motion to Dismiss;
5 and Ally shall have (16) days thereafter, up to and including January 7, 2017, in which to
6 file and serve a reply to Hanlees' response.

7 This Stipulation is made without prejudice to, or waiver of, any rights or defenses
8 otherwise available to the Parties in this action.
9

10 DATED: December 5, 2016

SEVERSON & WERSON
A Professional Corporation

12 By: /s/ Erik Kemp
13 Erik Kemp
14 Attorneys for Defendant ALLY FINANCIAL INC.
15
16

17 LAW OFFICES OF MARTIN PUTNAM
18

19 Dated: December 5, 2016

By: /s/ Martin S. Putnam
Martin S. Putnam
20 Attorneys for Defendant and Cross-Complainant
21 HANLEES FREMONT, INC.
22

PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: December 7, 2016

25 By: 
26 Judge Haywood S. Gilliam, Jr.
27
28